

EXHIBIT A

1 agreements between the lawyers. They're admitted as evidence
2 in a case. And, as I indicated, I'll include the stipulation
3 in your written jury instructions so you'll have it with you
4 during deliberations.

5 Okay. Next witness.

6 MR. HITT: Yes, your Honor. The United States calls
7 Vyacheslov Kripunov.

8 THE CLERK: Please raise your right hand.

9 **VYACHESLOV KRIPUNOV,**

10 called as a witness on behalf of the Government, having been
11 first duly sworn, testified as follows:

12 THE WITNESS: Yes, ma'am.

13 THE COURT: Thank you. You may be seated. Please
14 state your name for the record and spell both of your names.

15 THE WITNESS: Yes, my first name is Vyacheslov.
16 That's V-Y-A-C-H-E-S-L-A-V, last name is Kripunov, that's
17 K-H-R-I-P-U-N-O-V.

18 THE COURT: You must have a nickname.

19 THE WITNESS: They call me Khrip.

20 THE COURT: Khrip. Okay. We'll call him Officer
21 Khrip.

22 MR. HITT: May I approach to facilitate the binder?

23 THE COURT: Yes, you may. Okay if we call you
24 Officer Khrip?

25 THE WITNESS: That's fine.

1 THE COURT: Okay.

2 DIRECT EXAMINATION

3 Q. BY MR. HITT: Good afternoon, Deputy Khrip. Can you please
4 tell us by whom you're employed?

5 A. Good afternoon, sir. Currently, I'm employed with the
6 Sacramento County Sheriff's Office.

7 Q. And how long have you been with the Sacramento County
8 Sheriff?

9 A. I've been there a little over two years.

10 Q. And how long -- what is your current assignment at
11 Sacramento County Sheriff?

12 A. Currently, I'm assigned to the ISU Unit, that's the
13 Investigative Services Unit.

14 Q. And are you -- is your day-to-day office, like where you
15 report for duty, within the Sacramento County Jail?

16 A. Yes, sir.

17 Q. Are you familiar in the course of your daily duties with
18 the Sacramento County Jail's recording system for inmate phone
19 calls?

20 A. Yes. It is the ICS phone system.

21 Q. Sorry, we have to keep our pacing down. When you said ICS,
22 what does that stand for?

23 A. Inmate Calling Solutions.

24 Q. And how is it -- if you can describe for the jury -- an
25 inmate within Sacramento County Jail is able to make phone

1 calls?

2 A. For them to be registered within the system, they have the
3 ability -- one way that they could do it is in booking. And
4 when they get on the phone, they're prompted how to do this,
5 and there are a series of directions that they would follow.
6 Would you like me to continue?

7 Q. If you would like to take your mask off to make it easier
8 for your testimony, the judge has authorized that.

9 A. Yeah.

10 Q. If you could just break it down in simple terms how an
11 inmate is allowed to make calls from the jail.

12 A. Yeah. So they would register usually in booking. The
13 phone would prompt them a series of directions. They would
14 tell them to state their first and last name three times. It
15 would tell them to state United States three times. And then
16 they would also create a pin number. It is usually a
17 four-digit number that they create.

18 And when they do this series of directions, it also prompts
19 them to follow a prompt. That's usually between 30 to 45
20 seconds that they would recite backwards after it's been stated
21 to them through the telephone.

22 Q. And when you say "a prompt," there's like a little script
23 or something that's pre-prepared for the inmate to read into
24 the system?

25 A. Yes. So, yes.

1 Q. And what is the purpose within the ICS solution system or
2 the inmate calling system at the jail for having inmates say
3 their name three times, say United States, and then reading
4 these short scripts at the time of booking? What happens as a
5 result?

6 A. So this would further assist to confirm that it is whoever
7 they're calling, that it is, in fact, them. That's why their
8 reference number is recorded on there. Before they make a
9 phone call, their name -- they're asked to say their name,
10 United States, and it is basically like a serial number that
11 would attach them to that phone call.

12 Q. And is the software sophisticated enough to, I guess, have
13 voice recognition? Like, does it realize the name being said
14 is connected to what you refer to as an X reference number for
15 the inmate?

16 A. Yes, sir. That's why they're told to read that prompt in
17 the beginning. So, basically, the system cross-references
18 that, their voice to that prompt.

19 Q. So after the process you decide -- let's kind of break this
20 down.

21 After the process you described, an inmate that's checked
22 into booking and makes outgoing calls is logged into the
23 Sacramento County Jail's intake or phone system by way of voice
24 identification that's connected to a unique identifier known as
25 an X reference number; is that right?

1 A. Yes.

2 Q. And then if the inmate wants to make an outgoing phone
3 call, they enter their own four-digit pin that's separate from
4 their X reference number; is that right?

5 A. Yes.

6 Q. And the inmate is responsible for deciding what the
7 four-digit pin would be?

8 A. They decide.

9 Q. Can an inmate receive an incoming call while housed at the
10 jail?

11 A. I mean, to my knowledge.

12 Q. I mean, aside from potential contraband. There's no
13 allotment for an inmate to receive calls, it is all outgoing;
14 is that right?

15 A. Outgoing, yes.

16 Q. All right. And when an inmate makes a phone call to the
17 outside of the jail, is there any kind of notice or recording
18 notifying the recipient of the call that it may be recorded?

19 A. Absolutely. Every time that they do an outgoing call, the
20 system informs the recipient that you're receiving a call from
21 Sacramento County Main Jail from whoever the inmate is, and
22 that it is recorded.

23 Q. And is the inmate -- or is the recording system able to
24 provide information about when the call is made and the phone
25 number dialed? Does it collect data essentially connected to

1 each call?

2 A. Absolutely. It says day, time, where it was made, when it
3 was made, how long was the call. There's a CSN number that's
4 attached to that specific call, and you can hear whoever is on
5 the other end obviously as well.

6 Q. And again, the answers are getting a little quick, so if we
7 can just take a breath and slow it down.

8 In your capacity with the Investigative Services Unit, are
9 you able to retrieve call information and specific calls that
10 are recorded and then stored within the jail phone database
11 system?

12 A. Yes.

13 Q. And does the ICS solution system that you described allow
14 someone within the jail, a deputy such as yourself, to
15 manipulate, modify, or otherwise alter recordings or call
16 information for recorded calls made by inmates from the jail?

17 A. To my knowledge, no.

18 Q. And before testifying here today, you had an opportunity to
19 review a series of disks containing recorded calls from the
20 jail related to a person named Antonio Long; is that correct?

21 A. Yes, sir.

22 Q. I'm going to read the list, and I've placed the binder in
23 front of you of the specific exhibits relevant to this case and
24 I'm going to ask you a question.

25 So Exhibits -- would have been marked for identification

1 169B, 171B, 172B, 174B, 175B, 178B, and 180B.

2 In the binder in front of you, do you see each of those
3 exhibits and recognize them as calls that you reviewed to check
4 their authenticity?

5 A. Yes, sir.

6 Q. And how are you able to recognize that series that I'll now
7 refer to as 169B through 180B as the same calls that you
8 reviewed prior to testifying?

9 A. Is it okay to look at the binder?

10 Q. Looking at the disks themselves, do you see something on
11 each disk that allows you to recognize them as the same disk
12 that you reviewed?

13 A. Yes, there is a CSN number on there.

14 Q. All right. And how about your initials and date?

15 A. Oh, yes. That is there too.

16 Q. Okay. And when you reviewed each disk before testifying,
17 did you place your initials and the date that you completed the
18 review from 169D through 180D for each of those disks in the
19 binder in front of you?

20 A. I did, sir.

21 Q. Now for these same exhibits, can you tell the jury what
22 steps you took to verify the accuracy and integrity of the jail
23 calls on 169B through 180B?

24 A. All of the DVDs that I received, I listened to them. And
25 then after I listen to it -- or actually simultaneously, I also

1 pulled up the correlating information that I had within our ICS
2 solution system. And I would listen to the DVD given to me,
3 and I would listen to that recorded phone call. And I would
4 cross-reference the nature of that phone call and, to my
5 knowledge, everyone was identical.

6 Q. And did you -- in looking at each of the calls you were
7 asked to review -- confirm that the inmate making the outgoing
8 call from the jail was Antonio Long as cross-referenced by X
9 reference number and voice identification through the jail
10 recording system?

11 A. Yes.

12 Q. And he was present within the jail during the time period
13 that we're going to talk about here in a minute, these calls in
14 2018; is that right?

15 A. Yes, sir.

16 Q. All right. And we won't go into specific details of every
17 date, but I want to kind of set the goalposts for 169 through
18 180B.

19 Did you confirm as to 169B the first in this series of
20 exhibits was made by Antonio Long from the Sacramento County
21 Jail on October 14, 2018?

22 A. That's correct.

23 Q. And then the final disk in this series, 180B, did you
24 confirm that last recorded call in the series was made by
25 Antonio Long from the jail on November 7, 2018?

1 A. Yes, sir. Yes.

2 Q. All right. So the date range for 169B to 180B is
3 October 14, 2018, to November 7, 2018, as confirmed by your
4 analysis?

5 A. Yes.

6 MR. HITT: No further questions.

7 THE COURT: Cross?

8 MS. WHITE: Yes, your Honor. Thank you.

9 CROSS-EXAMINATION

10 Q. BY MS. WHITE: Good afternoon, Officer Khripunov.

11 A. Yes, ma'am.

12 Q. Is that right?

13 A. It's good.

14 Q. As good as it gets, right? Okay.

15 Officer, you work for the Investigative Service Unit; is
16 that correct?

17 A. Yes, ma'am.

18 Q. Would you please tell me what that unit does within the
19 jail.

20 A. So some of our -- the things that we do is the follow-up,
21 we do investigate various crimes that are committed within the
22 facility -- or pardon me -- our goal is safety and security of
23 the facility.

24 Q. Does that include safety and security of the inmates?

25 A. Absolutely.

1 Q. And their property?

2 A. Yes.

3 Q. So if an inmate had something stolen or taken from them,
4 would you investigate that?

5 A. If that's something that is assigned to me, yes, ma'am.

6 Q. And did you investigate such a request about Mr. Long
7 Andrews?

8 MR. HITT: Objection. Relevance.

9 THE COURT: Sustained. It is outside the scope.

10 Q. BY MS. WHITE: If I could be heard. It's going to go to
11 bias and also foundation.

12 THE COURT: Sidebar.

13 (Sidebar.)

14 Q. BY MS. WHITE: Good afternoon, again, Officer Khripunov.

15 A. Good afternoon.

16 Q. Okay. Do inmates ever pass the phone to one another to
17 make phone calls?

18 A. That is a possibility.

19 Q. And when they log on to make these -- they use their X ref
20 number to make these calls, that computer system, is it voice
21 recognition?

22 A. That is part -- there is an element of that; however, it
23 will be their X reference number along with their pin number
24 that they initially created.

25 Q. So their computer system isn't able to tell one person's

1 voice from another person's voice, it is not that level of
2 security?

3 A. It does. It does do recognition; however, I can't testify
4 to being a voice expert, ma'am.

5 Q. And so if you put in the pin -- let me ask a better way.

6 If you put in the X ref number and you put in the pin
7 number, can anybody make those calls?

8 A. You're saying whoever puts that number in and if it is like
9 somebody else's, they are basically trying to be somebody else
10 is what you're saying?

11 Q. Yes.

12 A. That's a possibility.

13 Q. Okay. Now, how -- we were talking about a time frame or
14 are you talking about a time frame of these calls from about
15 October 14th, 2018, to November 7, 2018. How many calls did
16 Mr. Long Andrews make during that time period total?

17 A. I don't have that information because I was asked to review
18 seven specific DVDs, so I have that information to anything
19 pertaining to that.

20 Q. And who asked you to review those specific DVDs?

21 A. Jason Hitt asked me to review these DVDs.

22 Q. Okay. And how did he get those DVDs of those calls?

23 MR. HITT: Objection. Calls for speculation.

24 THE COURT: Sustained.

25 Q. BY MS. WHITE: Do you know how he got those DVDs of the

1 calls?

2 A. I would just guess --

3 THE COURT: Don't guess, do you know?

4 Q. BY MS. WHITE: Yeah, do you know?

5 A. All I know is that I did receive those DVDs. I don't know
6 how --

7 Q. You don't know how he got them?

8 A. I do not know.

9 Q. Okay. Were you present at any time when any of these phone
10 calls took place?

11 A. I was not present, no.

12 MS. WHITE: Okay. Thank you very much. That's all I
13 have.

14 THE COURT: Anything further?

15 MR. HITT: No. No, your Honor. Thank you.

16 THE COURT: Thank you. You may step down. You can
17 step down, thank you.

18 Next witness.

19 MR. HITT: The United States recalls Jason Oliver,
20 your Honor.

21 May I approach the exhibit binder?

22 THE COURT: You may. Come on up.

23 REDIRECT EXAMINATION

24 Q. BY MS. McCALL: Okay. Special Agent Oliver, you recall you
25 remain under oath from your previous testimony?